

ENVIRONMENTAL QUALITY

CHAPTER 38

PUBLIC WATER AND SEWAGE SYSTEM REQUIREMENTS

Sub-Chapter 7

Miscellaneous

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PUBLIC WATER AND SEWAGE  
SYSTEM REQUIREMENTS

17.38.702

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Miscellaneous

17.38.701 LICENSES--PRIVATE WATER SUPPLIES (1) All establishments subject to department licensing, particularly motels and food handling places which depend upon water supply other than a public system already approved by the department, shall be surveyed by department staff and local health officers who are directed to undertake this activity immediately.

(2) The department will furnish all local health officers detailed information regarding the appropriate construction of private wells, methods and time of water sampling and of chlorination procedures where needed.

(3) Hereafter, no department approval and no approval by a local health officer shall be given in connection with the licensing of any such establishment without specifically determining that the water supply is satisfactory.

(4) Establishments that are deficient in regard to a satisfactory water supply shall immediately be instructed regarding the necessary correction and given a reasonable time to make such corrections, provided that pending such correction, appropriate notices are immediately posted for warning the public or other suitable temporary measures are adopted. (History: 75-6-103, MCA; IMP, 75-6-103, 75-6-112, MCA; Eff. 12/31/72; TRANS, from DHES, 1996 MAR p. 1499.)

17.38.702 DISPOSAL OF EXCREMENT (1) All human excrement in towns and cities, incorporated or unincorporated, must be disposed of in sewers, cesspools or vaults. All other human excrement shall be disposed of into dry soil either in privy vaults or through treating tanks and distribution tile.

(2) No privy vault, cesspool or other reservoir into which a privy vault, water closet, stable or sink is drained, except it be water-tight, shall be permitted within 100 feet of any well, spring or other source of water used for drinking or culinary purposes; nor shall any such open into any stream, ditch or drain, except common sewers; nor shall any such be drained into an underground flow of water or water stratum which is used as a source of domestic water supply. The use of abandoned wells as cesspools is expressly prohibited.

(3) All drains carrying domestic sewage containing human or animal excrement passing within 100 feet of any source of domestic water supply shall be water-tight. No privy or distribution tile shall be within 100 feet of the stream unless the slope is decidedly away from the stream.

(4) All privies shall be of fly-proof construction, located in well drained land, pits or vaults to be dug into dry

soil on land which is level or sloping away from the stream.

(5) All privies shall be kept in a sanitary condition, the privy moved as frequently as deemed necessary to maintain this condition. When a privy is moved, the old vault shall be treated with chloride of lime applied abundantly and then covered with earth and filled to form a mound. (History: 75-6-103, 75-6-112, MCA; IMP, 75-6-103, 75-6-112, MCA; Eff. 12/31/72; TRANS, from DHES, 1996 MAR p. 1499.)

17.38.703 BARNYARDS AND STOCKPENS (1) All barnyards and stockpens shall be so located or drained as to reduce as far as possible the pollution which is liable to result therefrom.

(2) No stable manure or animal excrement shall be thrown directly into or on the immediate bank of the stream or allowed to accumulate so as to grossly contaminate the water.

(3) Provisions shall be made to reduce as far as possible the pollution or contamination of the stream due to watering of stock. (History: 75-6-103, 75-6-112, MCA; IMP, 75-6-113, MCA; Eff. 12/31/72; TRANS, from DHES, 1996 MAR p. 1499.)

